

Counsel to Dalia Genger

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

ONLY GINGER.

Debtor.

DEBORAH J. PIAZZA, as Successor CHAPTER 7
TRUSTEE, of the Bankruptcy Estate of Orly Genger,

Plaintiff,

V.

MICHAEL OLDNER, THE ORLY GENDER 1993 TRUST, RECOVERY EFFORT INC., SAGI GENDER, THE SAGI GENDER 1993 TRUST, DALIA GENDER, ELANA GENDER, DAVID PARNES, D&K GP LLC, TPR INVESTMENT ASSOCIATES, INC., MANHATTAN SAFETY MAINE, INC. AND JANE DOES 1-100,

Defendants.

**JOINDER OF DALIA GENDER IN THE MOTION OF ORLY GENDER
1993 TRUST, BY ITS TRUSTEE MICHAEL OLDNER, RECOVERY
EFFORT INC., AND MANHATTAN SAFETY MAINE, INC.'S MOTION
TO DISMISS OR, IN THE ALTERNATIVE, TO STAY PROCEEDINGS**

Dalia Genger, by and through her undersigned counsel, hereby joins, as to legal issues only, in that certain motion [Docket No. 25] (the “Motion”) filed by the Orly Genger 1993 Trust, by its Trustee Michael Older, Recovery Effort Inc., and Manhattan Safety Maine, Inc. to dismiss the complaint (the “Complaint”) filed by plaintiff, Deborah J. Piazza, as Successor Trustee, of the Bankruptcy Estate of Orly Genger.

CONCLUSION

For all of the legal arguments set forth in the Motion, which are incorporated herein by reference as if fully set forth herein, the claims for relief asserted against Dalia Genger in the Complaint should be dismissed. In the alternative, for all the legal arguments set forth in the Motion, the Court should stay proceedings in this adversary proceeding pending resolution of the Trustee’s 9019 motion.

Dated: October 22, 2021

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Paul J. Labov

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CERTIFICATE OF SERVICE

I, La Asia S. Canty, am over the age of eighteen years, and am employed by Pachulski Stang Ziehl & Jones LLP. I am not a party to the within action; my business address is 780 Third Avenue, 34th Floor, New York, New York 10017-2024.

On October 22, 2021, I caused a true and correct copy of the following document to be served via electronic mail and/or First Class US Mail upon the parties set forth on the service list annexed hereto as **Exhibit 1**:

- *Joinder of Dalia Genger in the Motion of Orly Genger 1993 Trust, By Its Trustee Michael Oldner, Recovery Effort Inc., and Manhattan Safety Maine, Inc.'s Motion to Dismiss or, in the Alternative, To Stay Proceedings.*

/s/ La Asia S. Canty

La Asia S. Canty

EXHIBIT 1

Via First Class Mail and Electronic Mail

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